

Mayor Mary Cooper called the meeting to order at 5:45 p.m. Also present were Councilmembers Robert Jurca, Guy Pfalzgraff and Ed Sisson, along with City Manager Joe Kerby and Human Resources Director Jeri Karsten. A meeting notice was posted in the south window at City Hall at least twenty-four hours prior to the meeting.

Executive Session

It was moved by Councilmember Jurca and seconded by Councilmember Pfalzgraff to convene an Executive Session for the purpose of discussion of a personnel matter under CRS Section 24-6-402(4)(f) and not involving any specific employees who have requested discussion of the matter in open session; any member of City Council or any elected official; the appointment of any person to fill an office of the City Council or of an elected official; or personnel policies that do not require the discussion of matters personal to particular employees; or more specifically to review the applications for the Municipal Judge position.

At 6:08 p.m., Mayor Cooper recessed the Special Meeting and convened the Executive Session.

At 6:09 p.m., the Mayor reconvened the Special Meeting and announced that the Executive Session had been concluded. She stated that in addition to herself, the participants in the Executive Session were Councilmembers Guy Pfalzgraff, Robert Jurca, and Ed Sisson, along with City Manager Joe Kerby, and Human Resources Director Jeri Karsten. For the record, the Mayor asked any person participating in the Executive Session who believed that any substantial discussion of any matters not included in the motion to go into Executive Session occurred during the Executive Session in violation of the Open Meetings Law, to state his or her concerns for the record. No concerns were stated.

The meeting was immediately adjourned.

Mary Lynn Williams, Acting City Clerk

Mayor Mary Cooper called the meeting to order at 7:00 p.m. Also present were Councilmembers Robert Jurca, Guy Pfalzgraff and Ed Sisson, along with City Manager Joe Kerby and City Attorney Mike Schottelkotte. A meeting notice was posted in the south window at City Hall at least twenty-four hours prior to the meeting.

Pledge of Allegiance

The Mayor led everyone present in the Pledge of Allegiance.

Changes to the Agenda

There were none.

Minutes

It was moved by Councilmember Jurca and seconded by Councilmember Sisson to approve the minutes of February 1, 2011 and February 8, 2011, as submitted by the Clerk. All in favor, motion carried.

Citizen Comments

There were none.

Regular Meeting, Delta City Council, February 15, 2011 (Cont.)

Colorado Municipal League Video

City Manager Kerby introduced the Municipal League's video entitled **2011 State of Our Cities and Towns**. Council, staff and others present viewed the fifteen minute video.

Volunteers of America Meal Program Update

Deana Sheriff was not present, so Council agreed to postpone this item until she arrived.

[Note: Ms. Sheriff did not arrive, so the item was effectively tabled.]

Wind Power Purchase Contract

Fay Mathews, filling in for Utilities Director Steve Glammeyer, explained that the agreement before Council is supplemental to the City's current contract with the Municipal Energy Agency of Nebraska (MEAN). The City was approached by MEAN in the fall of 2010 about buying into a project for wind-generated power to add to our renewable energy portfolio. Staff discussed the offer and has agreed that this is a good opportunity to add "green" power to the City's portfolio. Under the agreement, wind-generated power would make up 4% of the City's power purchased through MEAN.

Mr. Mathews added that the cost per kwh for the wind-generated power (\$0.04900) is a better price than the City is seeing in proposals for future purchased power. MEAN has indicated that the cost will remain competitive into the future.

It was moved by Councilmember Pfalzgraff and seconded by Councilmember Jurca to execute the amended and restated supplemental agreement for wind-generated energy with MEAN and authorize the City Manager to sign the contract. All in favor, motion carried.

Vehicle and Equipment Purchases

Fleet and Facilities Manager Rod Myers explained that he is recommending purchase of one utility truck and a one-ton pickup with a snow plow for the Public Works Department, a patrol car (sedan) and two SUVs for the Police Department, and two long bed half ton pickups and one 72" cut diesel mower for the Parks Department. He stated that he had solicited bids from dealers in Delta and Montrose, but had only received bids from Delta dealers. All equipment has been budgeted and the purchases recommended are within the amount budgeted.

Councilmember Jurca questioned the recommendation to purchase two SUVs for the Police Department. Mr. Myers explained that the PD currently has a Blazer and a Trailblazer. The new SUVs will replace the Blazer and one patrol car. The City Manager added that the Police Department's fleet should to be diversified in order to allow the PD to respond in a variety of road conditions.

Public Works Vehicles

It was moved by Councilmember Sisson and seconded by Councilmember Pfalzgraff to purchase a utility truck from Hellman Motor Co. for \$25,000 and a one-ton 4X4 pickup with snow plow from Hellman Motor Co. for \$27,900. All in favor, motion carried.

Police Department Replacement Vehicles

It was moved by Councilmember Sisson and seconded by Councilmember Jurca to purchase one Ford Crown Victoria sedan for \$26,300, and two Ford Explorers from Hellman Motor Co. for \$24,485 each. All in favor, motion carried.

Parks Department Vehicles and Equipment

It was moved by Councilmember Sisson and seconded by Councilmember Pfalzgraff to purchase a John Deere mower from US Tractor for \$12,793 and two half ton long bed pickups from Hellman Motor Co. for \$16,000 each. All in favor, motion carried.

Policy for Voluntary Separations from Employment

Human Resources Director Jeri Karsten explained that currently, there is no set standard for compensation for employees who have retired from the City. In the past, some employees

Regular Meeting, Delta City Council, February 15, 2011 (Cont.)

Policy for Voluntary Separations from Employment (Cont.)

retiring after significant years of service have been awarded special compensation, while others have received no special compensation upon retirement. Staff recommends awarding special compensation to employees who retire with fifteen or more continuous years of service with the City as follows:

15 to 19 Years of Service	\$ 250.00
20 to 24 Years of Service	\$ 500.00
25 to 34 Years of Service	\$ 750.00
35 or More Years of Service	\$1,000.00

All would be one-time payments. Employee would be required to be at least 55 years of age at the time of retirement, and the separation must be voluntary. The City would cover FICA and Medicare taxes.

It was moved by Councilmember Pfalzgraff and seconded by Councilmember Jurca to approve the special compensation policy for voluntary separations from employment as recommended by staff.

City Attorney Schottelkotte mentioned Section 141 of the City Charter which prohibits Council from approving contracts, the terms of which extend beyond the terms of the majority of Council. For that reason, he advised Council to revisit this matter every two years.

Councilmember Pfalzgraff and Jurca agreed to amend their motion to include the requirement to review the policy every year during the budget cycle. All in favor, motion carried.

City Attorney Comments

The City Attorney stated he had no further comments.

City Manager Comments

Manager Kirby commented on the following items:

- Three new scoreboards were recently installed at Mountain View Park.
- A mountain lion has been spotted near Fort Uncompahgre. Recreation and Culture Director Wilma Erven is notifying the public. She and the Police Chief will work with the Division of Wildlife on the problem.
- 2010 sales tax collections were down 3.4% from 2009 collections.
- Our golf course was represented at the Denver Golf Expo this past weekend.
- The Abraham Connection is a local group working on homeless issues. The group planned to establish a homeless shelter at the First Baptist Church. That site was not workable since it did not meet building code requirements; however, their alternate site at the United Methodist Church will meet applicable requirements.
- Applications for the vacant Council seat are due on February 17. Interview will be held on March 1, prior to the Council meeting, with the appointment to be made at the regular meeting beginning at 7:00 p.m.

Truck Route Update

Public Works Director Jim Hatheway and Stantec representative Rob Pratt updated Council on the truck route project. Mr. Pratt reported that overall design is about 90% complete at this point. With regard to final selection of the construction contractor, five firms have been short-listed and attended the mandatory walk-through. Bids are due March 3, with final selection scheduled for March 10. Staff plans to ask Council to award the construction contract at the last meeting in March. Construction is expected to last 400 working days, with final completion in July of 2012.

Mr. Hatheway explained that the site of the skate park currently located in Confluence Park will be needed for a drainage pond for the truck route project. Council and staff discussed replacing the skate park in another site. Staff will look into alternatives and bring a skate park proposal to Council at a later date.

The City Attorney commented that all eminent domain issues need to be settled prior to issuing a notice to proceed.

Regular Meeting, Delta City Council, February 15, 2011 (Cont.)

Councilmember Comments

Councilmember Pfalzgraff commented that the trip to Rifle to view their alternative energy efforts was informative.

Executive Session

It was moved by Councilmember Pfalzgraff and seconded by Councilmember Jurca to convene an Executive Session to discuss the purchase, acquisition, lease, transfer, or sale of real, personal, or other property interest under CRS Section 24-6-402(4)(a); or more specifically the purchase of real property. All in favor, motion carried.

At 8:09 p.m., Mayor Cooper recessed the Regular Meeting and convened the Executive Session.

At 9:18 p.m., the Mayor reconvened the Regular Meeting and announced that the Executive Session had been concluded. She stated that in addition to herself, the participants in the Executive Session were Councilmembers Guy Pfalzgraff, Robert Jurca, and Ed Sisson, along with City Manager Joe Kerby, Public Works Director Jim Hatheway, Brad Rosenberg, and City Attorney Mike Schottelkotte. For the record, the Mayor asked any person participating in the Executive Session who believed that any substantial discussion of any matters not included in the motion to go into Executive Session occurred during the Executive Session in violation of the Open Meetings Law, to state his or her concerns for the record. No concerns were stated.

The meeting was adjourned at 9:19 p.m.

Mary Lynn Williams, Acting City Clerk